

MOTION INFORMATION STATEMENT

Docket Number(s): 16-1563

Caption [use short title]

Motion for: Briefing schedule for defendant's  
seeking permission for leave to file  
interlocutory appeal.

Halberstam v. Global Credit & Collection Corp.

Set forth below precise, complete statement of relief sought:

Being that the parties were in the unique circumstance  
that the defendant/appellant filed a motion for permission to appeal and plaintiff  
/appellee filed a motion for reconsideration, we took the position  
that defendant's appeal should be dismissed or stayed pending the motion. Judge Cogan denied  
the motion for reconsideration so we are now seeking  
a briefing schedule to oppose defendant's motion with plaintiff requesting 30 days.

MOVING PARTY: Herschel Halberstam

☐ Plaintiff

☐ Defendant

☐ Appellant/Petitioner

☒ Appellee/Respondent

OPPOSING PARTY: Global Credit & Collection Corp.

MOVING ATTORNEY: Adam J. Fishbein

[name of attorney, with firm, address, phone number and e-mail]

OPPOSING ATTORNEY: Bradley J. Levien

Adam J. Fishbein, Adam J. Fishbein, P.C.

483 Chestnut Street Cedarhurst NY 11516

516 791 4400 fishbeindadamj@gmail.com

Mintzer Sarowitz Zeris Ledva & Meyers, LLP

17 West John Street Suite 200 | Hicksville NY 11801

Tel 516.939.9200 BLevien@DefenseCounsel.com

Court-Judge/Agency appealed from: Judge Cogan Eastern District of New York

Please check appropriate boxes:

Has movant notified opposing counsel (required by Local Rule 27.1):

☒ Yes ☐ No (explain): \_\_\_\_\_

Opposing counsel's position on motion:

☐ Unopposed ☒ Opposed ☐ Don't Know

Does opposing counsel intend to file a response:

☐ Yes ☐ No ☒ Don't Know

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND  
INJUNCTIONS PENDING APPEAL:

Has request for relief been made below?

☐ Yes ☐ No

Has this relief been previously sought in this Court?

☐ Yes ☐ No

Requested return date and explanation of emergency: \_\_\_\_\_

Is oral argument on motion requested?

☐ Yes ☒ No (requests for oral argument will not necessarily be granted)

Has argument date of appeal been set?

☐ Yes ☒ No If yes, enter date: \_\_\_\_\_

Signature of Moving Attorney:

Date: July 25, 2016

Service by: ☒ CM/ECF

☐ Other [Attach proof of service]